

FILED

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION
FILED

FEB 19 IS
 ATTEST *Suzanne P. Long*
 FOR THE JUDICIAL PANEL ON
 MULTIDISTRICT LITIGATION

cty
 ORIGINATOR
 FEB 21 1997
 MICHAEL E. KUNZ, Clerk
 By *mlm* Dep. Clerk

FEB -3 97

PATRICIA D. HOWARD
CLERK OF THE PANEL

DOCKET NO. 1014

FEB 25 1997 BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

U. S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
IN RE ORTHOPEDIC BONE SCREW PRODUCTS LIABILITY LITIGATION

FEB 24 1997

(See Attached Schedule CTO-77)

3:96cv3234-G

NANCY DOHERTY, CLERK

CONDITIONAL TRANSFER ORDER

On August 4, 1994, the Panel transferred 29 civil actions to the United States District Court for the Eastern District of Pennsylvania for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. Since that time, more than 1,915 additional actions have been transferred to the Eastern District of Pennsylvania. With the consent of that court, all such actions have been assigned to the Honorable Louis C. Bechtle.

It appears that the actions listed on the attached schedule involve questions of fact which are common to the actions previously transferred to the Eastern District of Pennsylvania and assigned to Judge Bechtle.

Pursuant to Rule 12 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 147 F.R.D. 589, 596, the actions listed on the attached schedule are hereby transferred under 28 U.S.C. §1407 to the Eastern District of Pennsylvania for the reasons stated in the order of August 4, 1994, and, with the consent of that court, assigned to the Honorable Louis C. Bechtle.

This order does not become effective until it is filed in the office of the Clerk of the United States District Court for the Eastern District of Pennsylvania. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

ENTERED ON DOCKET
FEB 25 1997 PURSUANT

FOR THE PANEL:

TO F. R. C. P. RULES
58 AND 79a.

Patricia D. Howard
Clerk of the Panel

Inasmuch as no objection is pending
at this time, the stay is lifted and
this order becomes effective

FEB 19 1997

Patricia D. Howard
Clerk of the Panel

A TRUE COPY CERTIFIED TO FROM THE CLERK

DATED: 2/21/97

WITNESS:

MARY L. MCKENNA

PROPERTY DEPT. UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS

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SCHEDULE CTO-77 – TAG ALONG CASES
DOCKET NO. 1014
IN RE ORTHOPEDIC BONE SCREW PRODUCTS LIABILITY LITIGATION

DISTRICT DIV CIVIL ACTION#**ALABAMA NORTHERN**

ALN 2 96-2542

Foreman v. American Medical Electronics, Inc.

X

FLORIDA MIDDLE

FLM 8 96-2429
 FLM 8 96-2430
 FLM 8 96-2431
 FLM 8 96-2432
 FLM 8 96-2433
 FLM 8 96-2434
 FLM 8 96-2435
 FLM 8 96-2436
 FLM 8 96-2437
 FLM 8 96-2438

Fry v. AcroMed Corp.
 Baker v. AcroMed Corp.
 Reutti v. AcroMed Corp.
 Tiffany v. AcroMed Corp.
 Jeffers v. AcroMed Corp.
 Watson v. AcroMed Corp.
 Best v. AcroMed Corp.
 Stevenson v. AcroMed Corp.
 Beckwith v. AcroMed Corp.
 Golder v. AcroMed Corp.

X

FLORIDA SOUTHERN

FLS 0 96-7377

Fields v. Danek Medical, Inc.

X

ILLINOIS NORTHERN

ILN 1 96-7972

Suarez v. AcroMed Corp., et al.

X

LOUISIANA WESTERN

LAW 6 96-2536

Sizemore v. Zimmer, Inc.

X

CTO 76

MARYLAND

MD 1 96-2061

Magner v. Danek Medical, Inc., et al.

X

- *brenda j. farr* - *present* X**MINNESOTA**

MN 3 96-978
 MN 3 96-1026

Vander Voort v. Cross Medical Products
 Jolly v. AcroMed Corp., et al.

MISSOURI EASTERN

MOE 4 96-2371

Cole v. AcroMed Corp., et al.

X

NEW HAMPSHIRE

NH 1 97-15

Tibbetts v. AcroMed Corp., et al.

X

NEW YORK WESTERN

NYW 1 97-25

Richards v. Ulrich KG

X

OREGON

OR 6 96-6307
 OR 6 96-6308

Walker v. Danek Medical, Inc.
 Simmons v. Advanced Spine Fixation Systems, Inc.

X

SOUTH CAROLINA

SC 6 96-3597

Jones v. AcroMed Corp., et al.

X

TEXAS EASTERN

TXE 4 96-395
 TXE 4 96-397
 TXE 4 96-398

Evans v. AcroMed Corp., et al.
 Johnson v. AcroMed Corp., et al.
 Gonzales v. Danek Medical, Inc.

X

TEXAS NORTHERN

TXN 2 96-481
 TXN 2 96-483
 TXN 2 96-484
 TXN 2 96-490
 TXN 3 96-3225

Romero v. Danek Medical, Inc.
 Lambright v. AcroMed Corp., et al.
 White v. AcroMed Corp., et al.
 Crouch v. Danek Medical, Inc.
 Haskins v. Danek Medical, Inc.

X

SCHEDULE CTO-77 TAG ALONG CASES (Cont'd.) - MDL NO. 1014 -

TEXAS NORTHERN (Cont.)

TXN	3	96-3226	Langford v. AcroMed Corp., et al.
TXN	3	96-3228	Pierson v. Danek Medical, Inc.
TXN	3	96-3229	Yates v. AcroMed Corp., et al.
TXN	3	96-3230	Guerrero v. AcroMed Corp., et al.
TXN	3	96-3232	Smith v. AcroMed Corp., et al.
TXN	3	96-3233	Brittain v. Danek Medical, Inc.
TXN	3	96-3234	Brooks v. AcroMed Corp., et al.
TXN	3	96-3238	Davis v. AcroMed Corp., et al.
TXN	3	96-3241	Daniels v. Danek Medical, Inc.
TXN	3	96-3242	Cundiff v. AcroMed Corp., et al.
TXN	3	96-3244	Pease v. Danek Medical, Inc.
TXN	3	96-3245	Johnson v. Danek Medical, Inc.
TXN	3	96-3246	Dougherty v. Danek Medical, Inc.
TXN	3	96-3250	Hill v. Danek Medical, Inc.
TXN	5	96-241	Ribble v. Danek Medical, Inc. X

TEXAS SOUTHERN

TXS	2	96-635	Martinez v. Sofamor, S.N.C.
TXS	2	96-636	Nantz v. AcroMed Corp., et al. X
TXS	3	96-677	Gravel v. Danek Medical, Inc. X
TXS	4	96-3495	Evans v. AcroMed Corp., et al.
TXS	4	96-3496	Besch v. AcroMed Corp., et al.
TXS	4	96-3497	Garcia v. AcroMed Corp., et al.
TXS	4	96-3498	Livingston v. AcroMed Corp., et al.
TXS	4	96-3499	Reyna v. AcroMed Corp., et al.
TXS	4	96-3500	Queen v. AcroMed Corp., et al.
TXS	4	96-3501	Vargas v. AcroMed Corp., et al.
TXS	4	96-3502	Allen v. AcroMed Corp., et al.
TXS	4	96-3503	Kuci v. AcroMed Corp., et al.
TXS	4	96-3504	Marrs v. AcroMed Corp., et al.
TXS	4	96-3505	Terrell v. AcroMed Corp., et al.
TXS	4	96-3506	Zamora v. AcroMed Corp., et al.
TXS	4	96-3507	Hallmark v. AcroMed Corp., et al.
TXS	4	96-3508	Shoulders v. AcroMed Corp., et al.
TXS	4	96-3509	Artiga v. AcroMed Corp., et al.
TXS	4	96-3510	Martinez v. AcroMed Corp., et al.
TXS	4	96-3511	Fretty v. AcroMed Corp., et al.
TXS	4	96-3512	Ramos v. AcroMed Corp., et al.
TXS	4	96-3513	Marleau v. AcroMed Corp.. X
TXS	4	96-3550	Bowes v. Sofamor, S.N.C., et al.
TXS	4	96-3551	Benavides v. Danek Medical, Inc., et al.
TXS	4	96-3552	Porter v. Danek Medical, Inc., et al.
TXS	4	96-3553	Manning v. Sofamor, S.N.C., et al.
TXS	4	96-3554	Schmelter v. Danek Medical, Inc., et al.
TXS	4	96-3555	Livingston v. Danek Medical, Inc., et al.
TXS	4	96-3556	Cummings v. Danek Medical, Inc., et al.
TXS	4	96-3557	Wiley v. Danek Medical, Inc., et al.
TXS	4	96-3558	Stites v. Danek Medical, Inc., et al.
TXS	4	96-3559	Rivera v. Danek Medical, Inc., et al.
TXS	4	96-3560	Drake v. Danek Medical, Inc., et al.
TXS	4	96-3561	Sears v. Sofamor, S.N.C., et al.
TXS	4	96-3562	Davis v. Sofamor, S.N.C., et al.
TXS	4	96-3563	Schmelter v. Sofamor, S.N.C., et al.
TXS	4	96-3564	Basham v. Danek Medical, Inc., et al.
TXS	4	96-3565	De La Cruz v. Danek Medical, Inc., et al.
TXS	4	96-3566	Bowser v. Danek Medical, Inc., et al.
TXS	4	96-3567	Holley v. Sofamor, S.N.C., et al.
TXS	4	96-3568	Shepherd v. Danek Medical, Inc., et al.
TXS	4	96-3569	Perry v. Danek Medical, Inc., et al.
TXS	4	96-3570	Scott v. Danek Medical, Inc., et al.
TXS	4	96-3571	Valdez v. Sofamor, S.N.C., et al.
TXS	4	96-3572	Coogler v. Sofamor, S.N.C., et al.
TXS	4	96-3573	Manberg v. Danek Medical, Inc., et al.
TXS	4	96-3574	Vasquez v. Danek Medical, Inc., et al.

SCHEDULE CTO-77 TAG ALONG CASES (Cont'd.) - MDL NO. 1014 -

TEXAS SOUTHERN (Cont.)

TXS	4	96-3587	Shepherd v. Sofamor, S.N.C., et al.
TXS	4	96-3588	Grimes v. AcroMed Corp., et al.
TXS	4	96-3589	Compton v. AcroMed Corp., et al.
TXS	4	96-3590	Flores v. Smith & Nephew Richards, Inc., et al.
TXS	4	96-3592	Williams v. Smith & Nephew Richards, Inc., et al.
TXS	4	96-3593	Johnson v. Smith & Nephew Richards, Inc., et al.
TXS	4	96-3594	Chandler v. Smith & Nephew Richards, Inc., et al.
TXS	4	96-3595	Arnold v. AcroMed Corp., et al.
TXS	4	96-3596	Basilio v. Smith & Nephew Richards, Inc., et al.
TXS	4	96-3619	Tomlinson v. AcroMed Corp., et al.
TXS	4	96-3677	Herrera v. Danek Medical, Inc., et al.
TXS	4	96-4097	Hubbert v. Smith & Nephew Richards, Inc.
TXS	4	96-4131	Heuermann v. Sofamor S.N.C.
TXS	4	96-4132	Luckett v. Smith & Nephew Richards, Inc.
TXS	4	96-4133	Franklin v. Smith & Nephew Richards, Inc.
TXS	4	96-4134	Johnson v. AcroMed Corp., et al.
TXS	4	96-4135	Gregory v. AcroMed Corp., et al.
TXS	4	96-4136	Carouthers v. AcroMed Corp., et al.
TXS	4	96-4137	Bradley v. AcroMed Corp., et al.
TXS	4	96-4138	Roquemore v. Danek Medical, Inc.
TXS	4	96-4139	Gatson v. Sofamor, S.N.C.
TXS	4	96-4140	Burkhalter v. Smith & Nephew Richards, Inc.
TXS	4	96-4141	O'Neal v. Danek Medical, Inc.
TXS	4	96-4142	Bowman v. AcroMed Corp., et al.
TXS	4	96-4143	Carvill v. Danek Medical, Inc.
TXS	4	96-4144	Henry v. Danek Medical, Inc.
TXS	4	96-4314	Shiyou v. Synthes (U.S.A.)
TXS	4	96-4433	Collier v. Danek Medical, Inc.
TXS	6	96-125	Saenz v. AcroMed Corp., et al. X

WISCONSIN EASTERN

WIE	2	96-1328	Walker v. AcroMed Corp., et al.
WIE	2	96-1332	McClain v. AcroMed Corp., et al.
WIE	2	96-1333	Towler v. AcroMed Corp., et al. X
WIE	2	96-1334	Barnes v. AcroMed Corp., et al
WIE	2	96-1335	Tucker v. AcroMed Corp., et al.
WIE	2	96-1336	Monson v. AcroMed Corp., et al.
WIE	2	96-1337	Hughes v. AcroMed Corp., et al.
WIE	2	96-1338	Hartwig v. AcroMed Corp., et al.
WIE	2	96-1339	Reed v. AcroMed Corp., et al.

*United States District Court
Northern District of Texas*

*Nancy Doherty
Clerk of Court*

*1100 Commerce Street
Dallas, Texas 75242*

February 25, 1997

Clerk
USDC Eastern District of Pennsylvania
US Courthouse Independence Mall West
601 Market Street
Philadelphia, PA 19106-1797

SUBJECT: 3:96CV3234-G Brooks v. AcroMed Corp, et al

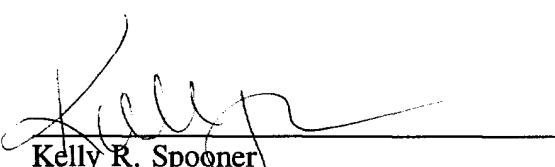
Dear Clerk:

The above action has been transferred to your district pursuant to the order of MDL Panel Clerk Patricia D. Howard dated 2/3/97 (filed in our court 2/24/97).

The enclosed documents constitute the entire file in this action. Certified copies of the order of transfer and docket entries are included in lieu of the originals which are retained in our files.

A copy of this letter and a return envelope are enclosed for your convenience in acknowledging receipt of the file.

Sincerely,
NANCY DOHERTY

By: 
Kelly R. Spooner
Deputy Clerk

Enclosure

Please acknowledge below, receipt of the documents described above and the case number assigned:

Date: _____

Case No.: _____

Clerk, U.S. District Court

By: _____
Deputy Clerk